

Calendar No. 828

91ST CONGRESS }
2d Session }

SENATE

{ REPORT
No. 91-821

ANNE REALE PIETRANDREA

APRIL 30, 1970.—Ordered to be printed

Mr. EASTLAND, from the Committee on the Judiciary,
submitted the following

REPORT

[To accompany H.R. 6125]

The Committee on the Judiciary, to which was referred the bill (H.R. 6125) for the relief of Anne Reale Pietrandrea, having considered the same, reports favorably thereon without amendment and recommends that the bill do pass.

PURPOSE OF THE BILL

The purpose of the bill is to facilitate the entry into the United States in an immediate relative status of the alien child adopted by citizens of the United States.

STATEMENT OF FACTS

The beneficiary of the bill is a 2-year-old native and citizen of Italy, who presently resides in that country with her adoptive mother. The child was adopted by citizens of the United States on November 18, 1968. The adoptive father is employed in this country as a mechanic by a musical instrument company. The family is anxious to be reunited at the earliest possible time.

A letter, with attached memorandum, dated July 23, 1969, to the chairman of the Committee on the Judiciary of the House of Representatives from the Commissioner of Immigration and Naturalization with reference to the case, reads as follows:

U.S. DEPARTMENT OF JUSTICE,
IMMIGRATION AND NATURALIZATION SERVICE,
Washington, D.C., July 23, 1969.

A18047051.

Hon. EMANUEL CELLER,
Chairman, Committee on the Judiciary,
House of Representatives, Washington, D.C.

DEAR MR. CHAIRMAN: In response to your request for a report relative to the bill (H.R. 6125) for the relief of Anne Reale Pietrandrea, there is attached a memorandum of information concerning the beneficiary.

The bill provides that the 1-year-old adopted daughter of Mr. and Mrs. Mark Pietrandrea, citizens of the United States, may be classified as a child and be granted immediate relative status.

Absent enactment of the bill, the beneficiary, a native of Italy, would be chargeable to the nonpreference portion of the numerical limitation for immigrants and conditional entrants from countries in the Eastern Hemisphere.

Sincerely,

RAYMOND F. FARRELL,
Commissioner.

MEMORANDUM OF INFORMATION FROM IMMIGRATION AND NATURALIZATION SERVICE FILES RE H.R. 6125

Information concerning the beneficiary, Anne Reale Pietrandrea, was obtained from her adoptive father, Mark Pietrandrea.

The beneficiary is a native and citizen of Italy, born on February 28, 1968. Her natural parents reside in Italy. She was adopted by U.S. citizens, Mark and Elena Pietrandrea, on November 18, 1968, at Naples, Italy. The beneficiary is residing in Benevento, Italy, with her adoptive mother.

Mark Pietrandrea is a native of Italy and a citizen of the United States, born on June 30, 1928. He was admitted to the United States as a permanent resident on October 4, 1947. He served honorably with the U.S. Army for 2 years, being discharged with the rank of corporal in October 1954. Mr. Pietrandrea became a citizen of this country by naturalization in 1955. He is employed as a mechanic by a local musical instrument company, receiving a salary of \$145 per week. He and his wife have \$8,000 in savings; personal property valued at \$4,000; and are the owners of a home valued at \$23,000.

Elena Pietrandrea, whose maiden name was Colagiovanni, is a native of Italy and a citizen of the United States, born on October 31, 1934. She immigrated to this country with other members of her family in 1946 and is a citizen of the United States by naturalization. She married Mark Pietrandrea in Hartford, Conn., on July 9, 1955. They have no children.

Mr. and Mrs. Pietrandrea traveled to Italy in the summer of 1968 for the purpose of seeking a child for adoption and

after the adoption proceedings were completed Mark Pietrandrea returned to the United States. Mrs. Pietrandrea remained in Italy caring for the beneficiary until such time as she will be eligible to receive a visa to enter the United States as a permanent resident. It is the desire of Mr. and Mrs. Pietrandrea to provide the beneficiary with a good home and a proper education.

The Department of State submitted the following report on the case dated June 16, 1969, to the chairman of the Committee on the Judiciary of the House of Representatives:

DEPARTMENT OF STATE,
Washington, D.C., June 16, 1969.

HON. EMANUEL CELLER,
Chairman, Committee on the Judiciary, House of Representatives,
Washington, D.C.

DEAR MR. CHAIRMAN: In reference to your request for a report concerning the case of Anne Reale Pietrandrea, beneficiary of H.R. 6125, 91st Congress, there is enclosed a memorandum of information concerning the beneficiary. This memorandum has been submitted by the American consulate general at Naples, Italy, in whose consular jurisdiction the beneficiary resides.

The bill would provide for the beneficiary's classification as a child and for granting of immediate relative status upon approval of a petition filed by Mr. and Mrs. Mark Pietrandrea, American citizens.

Sincerely yours,

WILLIAM B. MACOMBER, Jr.,
Assistant Secretary for Congressional Relations.

SUBCOMMITTEE BY THE AMERICAN CONSULATE GENERAL AT
NAPLES, ITALY

Memorandum of Information: Concerning H.R. 6125, 91st Congress, for the relief of Anna Reale Pietrandrea

Mrs. Pietrandrea called at the consulate general on May 27, 1969, with her adopted child, Anna.

Mrs. Pietrandrea stated that Anna was born on February 28, 1968, at Benevento, Italy, and was adopted by her and her husband on November 8, 1968. The natural parents of Anna live in Italy and have 10 children and being unable to support all of them, have released two for adoption.

Anna has resided with Mrs. Pietrandrea in Italy since September 1970, the child would be entitled to immediate relative status as the child of an American citizen.

The beneficiary is chargeable to the foreign state limitation for Italy. A medical examination conducted by this office has revealed no condition which would render her medically ineligible to receive a visa.

Congressman Emilio Q. Daddario, the author of the bill, wrote the following letter in support of the bill dated December 8, 1969, to the chairman of a subcommittee of the Committee on the Judiciary of the House of Representatives:

CONGRESS OF THE UNITED STATES,
HOUSE OF REPRESENTATIVES,
Washington, D.C., December 8, 1969.

HON. MICHAEL A. FEIGHAN,
*Chairman, Subcommittee No. 1, Committee on the Judiciary, House
of Representatives, Rayburn House Office Building, Washing-
ton, D.C.*

DEAR MR. CHAIRMAN: I have received the subcommittee's notification that my private bill, H.R. 6125, introduced for Anne Reale Pietrandrea, will be heard on Thursday, December 11. The bill was introduced to provide for the classification of Anne as a child of American citizens within the meaning of section 101(b)(1)(F) of the Immigration and Nationality Act.

Anne, who was born in February 1968, was adopted by Mr. and Mrs. Mark Pietrandrea, American citizens residing in Wethersfield, Conn., on November 18, 1968, in Italy. Anne's natural parents are Italian citizens residing in Italy. They have 10 children which they are unable to support and have, therefore, released two of the children for adoption. Under these circumstances, Anne cannot be classified as an eligible orphan under section 101(b)(1)(F) and her adoptive parents are, therefore, subject to the requirement of residing with the child for at least 2 years. Since the adoption, Mrs. Pietrandrea has remained in Italy with the child while Mr. Pietrandrea has returned to the United States. The continued separation of this family in creating extreme hardship on both parents and the child and it is important that they be reunited as soon as possible.

Mr. and Mrs. Pietrandrea are able to provide Anne with a good home and proper education in the United States and I urge the subcommittee's favorable consideration of H.R. 6125 which will allow the consulate general to proceed with the processing of the child's visa at this time.

Sincerely,

EMILIO Q. DADDARIO,
Member of Congress.

The committee, after consideration of all the facts in the case, is of the opinion that the bill (H.R. 6125) should be enacted.

○